

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

CHRIS E. TURNER,)	
)	
Plaintiff,)	
)	
v.)	CASE NO: 3:07-cv-162-MEF
)	
CITY OF AUBURN, a municipality)	
of The State of Alabama; LARRY)	
LANGLEY, an individual; LEE)	
LAMAR, an individual; BILL HAM,)	
JR., an individual; STEVEN A.)	
REEVES, an individual; BILL JAMES,)	
an individual; DAVID WATKINS, an)	
individual; CHARLES M. DUGGAN,)	
an individual; and CORTEZ LAWRENCE,)	
an individual;)	
)	
Defendants.)	

REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to *Fed.R.Civ.P.*26(f), the following attorneys conferred on or about June 5, 2007:

Wanda D. Devereaux and Jeffrey W. Bennitt, counsel for Plaintiff.

Randall Morgan, counsel for Defendants.

2. Pre-Discovery Disclosures. The Parties will exchange the information required by *Fed.R.Civ.P.*26(a)(1) by June 29, 2007.

3. Discovery Plan. Discovery will be required on the allegations made in Plaintiff's complaint and the defenses raised in Defendants' answer. The parties jointly propose to the court the following discovery plan:

a. All discovery commenced in time to be completed by the pre-trial conference;

b. A total of 40 Interrogatories and 40 Requests for Production by

the Plaintiff and by each Defendant to any other party. Responses due thirty (30) days after service.

- c. A total of 30 Requests for Admission by the Plaintiff and by each Defendant to any other party. Responses due thirty (30) days after service.
- d. The parties have agreed to limit depositions to a total of ten (10) on behalf of either party except by agreement of the parties or for good cause.
- e. Each deposition, except for Plaintiff, a corporate representative of Defendant, and experts shall be limited to a maximum of 6 hours unless extended by agreement of parties,
- f. Reports from retained experts under Rule 26(a)(2) due:
From Plaintiff by January 14, 2008.
From Defendant by February 29, 2008.
- g. The parties agree to supplement discovery pursuant to Rule 26(e).

4. Other items.

- a. The parties do not request a conference with the court before entry of the Scheduling Order. To the extent the Court prefers to hold such a conference, the parties respectfully request it be handled telephonically.
- b. The parties request a pre-trial conference in July, 2008.
- c. Plaintiff should be allowed until December 7, 2007, to join additional parties and until December 7, 2007, to amend pleadings.
- d. Defendant should be allowed until January 11, 2008, to join additional parties and until January 11, 2008, to amend pleadings.
- e. All potentially dispositive motions should be filed ninety days before pre-trial conference.
- f. As this matter has only recently been filed, settlement cannot be evaluated at this time, although the parties are hopeful that they will be able to reach an amicable resolution of this matter and will negotiate in good faith in this regard.

- g. Final lists of witnesses under Rule 26(a)(3) should be due:

From Plaintiff by fourteen (14) days before pre-trial conference.
From Defendant by fourteen (14) days before pre-trial conference.
- h. Final lists of exhibits under Rule 26(a)(3) should be due twenty-one (21) days before trial date.
- i. Parties shall have seven (7) days after service of final lists of witnesses to list objections under Rule 26(a)(3).
- j. Parties shall have seven (7) days after service of exhibit lists to file objections.

The case should be ready for trial by August 11, 2008, and at this time is expected to take approximately three days.

/s/ Jeffrey W. Bennitt

Jeffrey W. Bennitt
Attorney for Plaintiff Chris Turner
JEFF BENNITT & ASSOCIATES, LLC
P.O. 383063
Birmingham, Alabama 35238-3063

/s/ Wanda D. Devereaux

Wanda D. Devereaux
Attorney for Plaintiff Chris Turner
DEVERAUX & ASSOCIATES, LLC
2800 Zelda Road, Ste 200-2
Montgomery, Alabama 36106

/s/ Randall Morgan

RANDALL MORGAN [8350-R70R]
Attorney for Defendants
HILL, HILL, CARTER, FRANCO, COLE & BLACK, P.C.
Post Office Box 116
Montgomery, Alabama 36101-0116